

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION**

JERRY SANDERS,

Plaintiff,

v.

ANDREW M. SAUL, Commissioner of the
Social Security Administration,

Defendant.

CAUSE NO.: 2:19-CV-501-TLS-JPK

ORDER

This matter is before the Court on a Report and Recommendation [ECF No. 24], filed by Magistrate Judge Joshua P. Kolar on June 29, 2021. On December 27, 2019, the Plaintiff filed a Complaint [ECF No. 1] in which he sought to appeal a final administrative decision that denied his request for disability insurance benefits and supplemental security income. The Plaintiff filed an Opening Brief [ECF No. 19], the Defendant filed a Response [ECF No. 22], and the Plaintiff filed a Reply [ECF No. 23]. On June 15, 2020, this matter was referred to Judge Kolar for a Report and Recommendation. *See* June 15, 2020 Order, ECF No. 16. In the June 29, 2021 Report and Recommendation, Judge Kolar recommends that the Court reverse the decision of the Commissioner of the Social Security Administration and remand for further proceedings.

The Court's review of a Magistrate Judge's Report and Recommendation is governed by 28 U.S.C. § 636(b)(1)(C), which provides:

Within fourteen days after being served with a copy, any party may serve and file written objections to such proposed findings and recommendations as provided by rules of court. A judge of the court shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made. A judge of the court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.

The judge may also receive further evidence or recommit the matter to the magistrate judge with instructions.

28 U.S.C. § 636(b)(1)(C); *see also* Fed. R. Civ. P. 72(b)(2) (“Within 14 days after being served with a copy of the recommended disposition, a party may serve and file specific written objections to the proposed findings and recommendations.”). Judge Kolar gave the parties notice that they had fourteen days to file objections to the Report and Recommendation. As of the date of this Order, neither party has filed an objection to Judge Kolar’s Report and Recommendation, and the time to do so has passed. The Court has reviewed the Report and Recommendation and finds that the Magistrate Judge’s proposed disposition is well taken.

Therefore, the Court ACCEPTS, IN WHOLE, the Report and Recommendation [ECF No. 24]. The Court REVERSES the final decision of the Commissioner of the Social Security Administration and REMANDS this matter for further proceedings.

SO ORDERED on July 21, 2021.

s/ Theresa L. Springmann
JUDGE THERESA L. SPRINGMANN
UNITED STATES DISTRICT COURT